THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.18039 OF 2003

Date: 28-7-2005

Between:

K. Chalapathi Raju

… Petitioner

And

The Superintendent of Police,

West Godavari District at Eluru and others.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.18039 OF 2003

ORDER:

The petitioner claims to arrange skill games during temple festivals on auspicious occasions. He arranges such skill games going from village to village in West Godavari District. He filed the Writ Petition seeking a Writ of Mandamus to declare the action of the respondents in interfering with the exhibition of the skill games such as (a) ring throw, (b) ball box, (c) video games, (d) dart throw and (e) steel games, by petitioner as illegal, void, without power and jurisdiction and also contravention of Section 15 of the A.P.Gaming Act, 1974, which excludes skills games from the purview of the aid Act.

The respondents 1 to 4 have filed counter affidavit stating that the skills games mentioned by the petitioner do not come under the ambit of A.P.Gaming Act. It is further stated that the allegations made by the petitioner are baseless and the respondents have never interfered with the activities of conducting skill games by petitioner. Respondents 8 to 10 also filed a separate counter affidavit denying their interference in conducting skill games by petitioner.

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Home.

The Writ Petition is disposed of with an observation that unless and until the petitioner violates any of the provisions of the A.P. Gaming Act, Police cannot interfere with legitimate activities of the petitioner for eking out his livelihood.

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(V.V.S.RAO, J)

28.7.2005

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